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ANNUAL REPORT

ON THE

ADMINISTRATION OF CIVIL JUSTICE

IN THE

PROVINCE OF COORG

for the year 1888.

—:o:—

WITH REVIEW BY

COLONEL SIR OLIVER ST. JOHN, K. C. S. I., R. E.,

Chief Commissioner of Coorg.

PRICE 4 ANNAS.

18

XIIIA

Report by Colonel T. G. Clarke, Commissioner and District Judge, on the administration of civil justice in Coorg during the year 1888.

ORDER No. 974—119 DATED, BANGALORE, 1ST JULY 1889.

COURTS IN COORG.

———:o:———

The Commissioner's report has been punctually submitted. It is clear, and calls for few special remarks.

2. During the last five *years there has been no great variation in the number of suits instituted. The annual average is about 3,000. In character also the litigation of 1888 resembled that of previous years. It was simple, and consisted chiefly of suits based on written contracts and verbal agreements. Nearly all the institutions (94 per cent) were of the nature of Small Cause Court cases, and in not more than 23·20 per cent did the value exceed Rs. 100. The percentage of uncontested suits (more than 77) was again high; and there thus remained only 22·74 per cent, or 696 suits, for real adjudication.

*1884	...	... 2,932
1885	...	... 2,639
1886	...	... 2,911
1887	...	... 3,201
1888	...	... 3,023

3. The results of the year in regard to the pending file of original suits show improvement as compared with 1887. The duration of suits, on the other hand, has increased in the inferior courts; but this doubtless admits of some explanation, as observed by the Commissioner.

4. The proportion of wholly infructuous applications for execution of decrees has remained almost stationary (about 50 per cent) during the last five years. The causes of this high percentage are explained in paragraph 23 of the Commissioner's report.

5. The percentage of appeals to appealable cases rose during the year from 16 to 19; and there was a considerable increase in the percentage of successful appeals, the figures for the two last years being 31·24 and 17·87 respectively.

6. The Chief Commissioner regrets that even an officer of Colonel Clarke's experience finds that "the work of the District and Sessions Judge has increased during the past year to such an extent as to interfere seriously with his duties as Commissioner." The matter will be separately considered.

JUDICIAL COMMISSIONER'S COURT.

———:o:———

General Sir H. Prendergast officiated as Judicial Commissioner throughout the year, and the work of his Court may be summarised as follows.

There were 7 first appeals for disposal, including 3 from the previous year. Of these 5 were disposed of, and 2 were left pending. The aggregate value of these appeals was Rs. 12,902—14—3, against Rs. 1,28,950 in 1887, a single appeal in the latter year being valued at Rs. 1,20,000. Second appeals to the number of 19 were filed during the year: of these 8 were for movable and 7 for immovable property, and the value of the remaining 4 could not be estimated in money. The aggregate value of the property involved in second appeals amounted to Rs. 3,973—5—1, against Rs. 7,148—9—7 in 1887. The total number of second appeals for disposal, including 8 pending from the previous year, was 25; and all but 2 were decided. There were also 2 miscellaneous appeals and 2 miscellaneous applications, which were received and disposed of. Thus the total number of civil cases dealt with by the Judicial Commissioner of Coorg during the year under review was 32, and the aggregate value of the subject matter concerned was Rs. 16,902.

J. A. CRAWFORD,
Secretary to the Chief Commissioner.

ORDER OF THE LIEUTENANT GOVERNOR OF BENGAL. FORWARDED BY

ANNUAL REPORT

ON THE

ADMINISTRATION OF CIVIL JUSTICE

IN THE

PROVINCE OF COORG

for the year 1888,

BY

COLONEL TREDWAY G. CLARKE,

Commissioner and District Judge.

PART I.

A. Institution, classification, and value of original civil suits.

Tribunals.—The number of Courts exercising civil jurisdiction during the year has undergone no change.

They comprise:—

1 District Judge's Court.
1 1st Assistant Commissioner's Court.
1 2nd Assistant Commissioner's Court.
2 Munsiffs' Courts.
6 Subedars'. Courts
5 Parpattigars' Courts

The 1st Assistant Commissioner, who is District Magistrate and Superintendent of Police, has no original jurisdiction, except in respect of suits transferred to his court by the District Judge or by the Judicial Commissioner's court.

2. *Institution of suits.*—The total number of suits instituted in all courts during the year 1888 was 3,023, and is somewhat less than the number filed in 1887, though in excess of the 4 preceding years, as shown in the marginal table.

1884	...	... 2,932
1885	..	... 2,639
1886	...	... 2,911
1887	...	... 3,201
1888	...	... 3,023

3. As explained in last year's report the increase in that year was the result of the rise in coffee prices after a long period of depression. During the year under report coffee prices, which largely regulated monetary transactions in Coorg, fell suddenly and unexpectedly early in the year, and the losses among both traders and land-owners were heavy and wide-spread.

4. In the parpattigar's court, where the suits are limited in value to Rs. 50 and under, and are of the nature of small causes, there was an increase in the year

1888 of 133 cases, and also in the District Judge's court the number of suits rose from 13 in 1887 to 19. With these exceptions all the courts show a diminution in the number of suits filed. The details are as follows:—

Class of Courts.	1887.	1888.	Increase.	Decrease.
Parpattigars' Courts	535	668	133	...
Subedars' "	1,321	1,254	...	67
Mercara Munsiff's Court	564	466	...	98
Virajendrapet Munsiff's Court	721	577	...	144
2nd Assistant Commissioner's Court	45	38	...	7
1st Assistant do do	2	1	..	1
District Judge's Court	13	19	6	...
Total.....	3,201	3,023	139	317

5. Subjoined is a comparative statement for the two past years of suits classified according to their character:—

Classification.	1887.	1888.	Increase.	Decrease.
Contracts in writing	2,216	2,048	...	168
Contracts not in writing.	146	150	4	...
On accounts stated	215	245	30	...
Money paid and received	103	107	4	...
Goods sold	48	25	...	23
Wages, work and materials	43	45	2	...
Rent not falling under the Rent law...	24	25	1	...
Moveable property or value thereof...	187	133	...	54
Damages	73	62	...	11
Suits for immoveable property	90	116	26	...
Suits for declaratory decrees	3	14	11	...
Suits to declare and establish personal rights	11	10	...	1
Suits to set aside judgments and contracts, obligations, &c., on the ground of fraud	5	5	...	...
Suits for dissolution of marriage	...	2	2	...
Suits for enforcement of matrimonial rights	14	10	...	4
Suits for partition	1	4	3	...
Suits relating to religion and caste	1	...	..	1
Other suits not falling under any of the previous heads ..	21	22	1	...
Total.....	3,201	3,023	84	262

The principal items of decrease are shown under contracts in writing. Under this head, there was an increase of 335 suits in the preceding year.

6. The total value of suits instituted amounted to Rs. 4,20,583—13—9 as compared with Rs. 7,64,290—9—1 in the previous year. In 1887 a single suit was instituted in the District Judge's court to the value of upwards of 3½ lakhs. The number of suits filed in 1888, the value of which exceeded Rs. 10,000, was however double that of 1887.

7. *Value of suits instituted.*—The following comparative statement exhibits the classification of original suits according to their value:—

	1887.		1888.	
	Number.	Percentage.	Number.	Percentage.
Not exceeding Rs. 10	387	12·05	385	12·70
do Rs. 50	1495	46·70	1419	46·94
do Rs. 100	506	15·80	517	17·10
do Rs. 500	653	20·39	529	17·49
do Rs. 1,000	80	2·49	77	2·54
do Rs. 5,000	42	1·31	45	1·48
do Rs. 10,000	5	·15	4	·13
Exceeding Rs. 10,000	2	·06	4	·13
Not estimable in money	31	·97	43	1·42

B. Disposal of original suits.

8. *Disposal of suits.*—The number of suits disposed of by the several classes of courts during the years 1887 and 1888 was as follows:—

	1887.		1888.	
	Number.	Percentage.	Number.	Percentage.
Parpattigars' Courts	532	17·08	681	22·25
Subedars' "	1304	41·87	1282	41·89
Munsiffs' Courts { Mercara	534	17·14	465	15·19
Munsiffs' Courts { Virajapet	676	21·70	576	18·82
2nd Assistant Commissioner's Court	52	1·66	36	1·17
1st Assistant do do	6	·19	3	·09
District Judge's Court	10	·32	17	·55
Total.....	3,114		3,060	

9. The following statement gives the percentage, in each court or class of courts, of suits disposed of to the total number on the file, including cases pending at close of the preceding year:—

		Percentage.
Parpattigars' Courts		98·41
Subedars' Courts		96·53
Munsiffs' Courts ...	Mercara	90·29
	Virarajendrapet ...	86·09
2nd Assistant Commissioner's Court		90·00
1st do do do		60·00
District Judge's Court		68·00

10. The average number of suits disposed of by each court under the several classes indicated is given in the following table:—

	1887.	1888.
Parpattigars' Courts	106	136
Subedars' Courts	217	214
Munsiffs' Courts ... { Mercara	534	465
Munsiffs' Courts ... { Virajendrapet	676	576
2nd Assistant Commissioner's Court	52	36
1st do do do	6	3
District Judge's Court	10	17

11. The subjoined abstract shows the mode of disposal of the suits during the year under report:—

		Suits.	Percentage.
	Arrears of 1887	251	
	Instituted	3,023	
	Total.....	3,274	
	Without trial	556	18·16
Without contest ...	Compromised	112	3·66
	Decreed on confession	748	24·44
	Decreed *ex-parte*	938	30·65
	Dismissed *ex-parte*	8	·26
By arbitration ...	For plaintiff	2	·06
	For defendant	...	...
With contest ...	Judgment for plaintiff	534	17·45
	" for defendant	162	5·29
	Total... ..	3,060	
	Pending at the end of the year.....	214	
	Total.....	3,274	

12. Out of 3,060 suits disposed of during the year, 696 suits or 22·74 per cent were contested, and of these 17·45 were decided in favor of plaintiff.

13. As in the previous year, 2 suits were referred to and decided by arbitration.

14. *Cases re-filed.*—There were in all 938 suits decreed *ex-parte*, and in respect of these 50 applications were filed to set aside the decrees. They were disposed of as follows:—

Withdrawn	2
Dismissed for default of parties..	2
Ex-parte	12
Compromised	8
For plaintiff	18
For defendant	6
Pending	2
	50

15. *Applications for review.*—Seventeen applications for review were made during the year, of which 12 were granted and 5 rejected.

16. *Pauper suits.*—The number of applications for permission to sue in *forma pauperis* was 23, as compared with 20 in the previous year. The applications were allowed in 12 cases.

17. The number of cases remaining undisposed of at the close of 1888, as detailed below, shows a considerable improvement, and it is satisfactory to find that the pending file has been mainly reduced in the minor courts of the subedars and parpattigars.

Of the 8 cases pending in District Court, 5 have been since disposed of including the case pending from March 1888.

	Pending in 1887.	Pending in 1888.	Date of oldest case pending.
Parpattigars' Courts	26	11	30th November 1888.
Subedars' do	72	46	14th February 1888.
Munsiff of Mercara	49	50	7th September 1888.
Do of Virajendrapet	92	93	31st January 1888.
2nd Assistant Commissioner's Court	6	4	13th November 1888.
1st do do do	...	2	27th January 1888.
District Judge's Court	6	8	2nd March 1888.
Total.....	251	214	

18. *Duration of suits.*—The following statement shows the duration of original suits in the several classes of Courts comparatively for 1887 and 1888 :—

	1887.		1888.	
	Contested	Uncontested.	Contested.	Uncontested.
	Days.	Days.	Days.	Days.
Parpattigars' Courts	31	28	42	22
Subedars' Courts	48	25	52	26
Munsiffs' Courts ... Mercara	38	23	49	29
Munsiffs' Courts ... Virajendrapet	86	38	118	44
2nd Assistant Commissioner's Court	69	30	61	33
1st do do	226	83	70	30
District Judge's Court	163	98	119	105

In the superior courts, some improvement is shown as compared with the figures of 1887, but the duration is still greater than would be possible but for the exceptional circumstances of the province. The trading classes in Coorg, who are not land-owners, are constantly passing to and from the adjoining districts, and great delays occur in serving notices and summons upon them.

19. *Witnesses.*—The number of witnesses who attended the courts was 6,052 against 6,257 in the previous year.

5,496	were dismissed after attendance for	1 day.	
506	do	„	2 days.
32	do	„	3 days
18	do	„	above 3 days.

C. Miscellaneous cases.

20. *Miscellaneous cases.*—The number of miscellaneous applications for disposal was 840 as compared with 842 in 1887. The mode of disposal of these cases is shown below :—

	1887	1888.
Transferred to other province	1	1
Disposed of without trial	186	328
Compromised	18	10
Decided on confession	18	36
Decided *ex-parte*	256	80
Dismissed do	7	6
Judgment for plaintiff	233	223
Do for defendant	86	107
	805	791
Pending at the close of the year	37	49
Total.....	842	840

21. There were 24 applications for certificates to collect debts under Act XXVII of 1860, 17 applications under the Bombay Minors Act No. XX of 1864, and 3 applications for the grant of probate or letters of administration under the Indian Succession Act No. X of 1865. All these cases came before the District Judge's court. There were 7 cases pending at the close of 1888. The average duration for contested and uncontested miscellaneous cases was 16 as against 18 days in 1887.

D. Execution of decrees

22. *Execution of decrees.*—The number of applications for execution of decrees before the courts is shown in the following table :—

	1888.			1887.
	Pending.	Received.	Total.	
Parpattigars' Courts	17	319	336	226
Subedars' Courts	56	842	898	1,041
Munsiffs' Courts ... Mercara	54	476	530	654
Munsiffs' Courts ... Virajendrapet	93	702	795	874
2nd Assistant Commissioner's Court	46	158	204	343
1st do do do	...	2	2	10
District Judge's Court	3	12	15	24
Total.. ...	269	2,511	2,780	3,172

23. The 2,780 execution applications were disposed of as follows :—

	No
Satisfaction in full	680
„ in part	439
Wholly infructuous	1,361
	2,480
Pending at close of year	300
	2,780

The number of infructuous applications, though less than in the previous year, is still high. The reasons were explained in last year's report to be (1) the fact that immoveable property cannot be attached in execution unless previously held liable under decree, and (2) the community of rights in family property possessed by members of Coorg families to a large extent.

24. The amounts recovered in execution of decrees are particularized below :—

	With issue of process.			Without issue of process		
1887	1,49,581	3	10	6,556	1	11
1888	94,343	0	10	14,707	11	1

25. The following statement shows the processes resorted to for execution of decrees comparatively for 1887 and 1888 :—

	1887.	1888.
Number of applications on which judgment debtors were imprisoned	28	20
Do on which judgment debtors were arrested but released without imprisonment	140	86
Do on which moveable property was sold	243	258
Do on which moveable property was attached but subsequently released	552	534
Do on which immoveable property was sold	26	16
Do on which immoveable property was attached but subsequently released	36	12
Do on which action was taken under section 305 or section 326, Civil Procedure Code	...	5
Do on which possession was given of moveable property ...	...	5
Do do do immoveable property	27	12
Total.....	1,052	948

26. *Judgment debtors.*—Twenty judgment debtors were committed to Jail during the year. All were males.

27. *Insolvency.*—There were 4 applications for insolvency under Chapter XX of the Code during the year, of which one was granted and the rest rejected.

E. PROCESSES.

28. The total number of processes issued and the income realized for the past and preceding years comparatively are shown in the following table:—

Year.	Number of processes issued.	Fees collected.			Cost of establishment and contingencies.			Net profits.		
1887	29,217	13,436	8	0	6,994	7	2	6,442	0	10
1888	29,957	13,606	12	0	6,928	10	2	6,678	1	10

The net profits after deducting cost of process establishment and contingencies amounting to

Rs. 6,678 1 10 in 1888.
„ 6,442 0 10 in 1887, and
„ 4,361 13 10 in 1886.

PART II.

APPEALS.

29. *Appeals.*—Appeals lie to the District Judge from the superior courts of the 1st Assistant Commissioner, 2nd Assistant Commissioner and two Munsiffs, while the 1st Assistant Commissioner takes appeals from the decisions of the Subedars and Parpattigar's courts.

30. The aggregate number of decrees which were open to appeal during the year under report was 696, and appeals were preferred in 133 cases. Inclusive of 8 cases pending from the preceding year, the number of appeals before the courts was as follows:—

In the District Judge's Court	76
„ 1st Assistant Commissioner's Court	63
Total	139

31. These were decided as follows:—

		1887.		1888.	
		Number.	Percentage.	Number.	Percentage.
Decision confirmed under section 551, Civil Procedure Code ..		8	6·10	4	3·12
Dismissed for default		3	2·29	2	1·56
Heard *ex-parte* ...	Confirmed	...	...	...	...
	Modified	...	...	...	...
	Reversed	...	..	...	...
	Remanded	..	...	...	...
Contested ..	Confirmed	73	55·72	82	64·06
	Modified	15	11·45	19	14·84
	Reversed	27	20·61	17	13·28
	Remanded	5	3·81	4	3·12
		131		128	
	Left pending.....	8		11	
	Total.....	139		139	

32. The number pending at the close of the year 1888 was 4 in the District Judge's court, and 7 in the 1st Assistant Commissioner's court.

33. The date of the oldest case pending was 8th October 1888 in the District Judge's court. In this case, which has since been disposed of, the record was remanded to the Munsiff of Virarajendrapet for additional evidence, which, owing to the obstruction offered by one of the parties, was not submitted till after the lapse of nearly 3 months.

34. *Duration.*—The average duration of appeals was 27·77 days against 27·55 in the previous year. In the District Judge's court the average duration was 45 days, and in the 1st Assistant Commissioner's court 7 days, against 30 and 25 days respectively in 1887.

35. *Pauper appeals.*—One application for leave to appeal as a pauper was preferred in the District Judge's court and was granted.

36. *Miscellaneous appeals.*—The number of miscellaneous appeals filed during the year was 19, viz, 16 in the District Judge's court and 3 in the 1st Assistant Commissioner's court. Of the 16 cases in the former court, 4 were contested and 12 decided ex-parte. In the 1st Assistant Commissioner's court the 3 cases were decided ex-parte. In 10 out of 15 cases heard ex-parte, the orders of the lower courts were modified.

37. The average duration was as follows :—

District Judge's court 17 days.
1st Assistant Commissioner's court 13 days.

The duration was largest in the District Judge's court. Two cases were admitted during the absence of the District Judge on leave last year, and were allowed to stand over till his return from leave. The duration in these two cases thus extended to 50 and 46 days respectively. If these 2 cases be left out of the computation, the average duration comes to 13 days.

PART III. MISCELLANEOUS GENERAL.

38. *Civil Registers and Records.*—The registers and records of all the civil courts were examined by me during my tour, and the results of the inspections were embodied in proceedings, copies of which have been submitted to the Judicial Commissioner at the time.

39. *Securities.*—Security bonds have been taken from the amins and peons of the different courts and lodged in the Sudder Treasury for custody.

40. *Pleaders.*—There are 5 first grade pleaders and 29 second grade pleaders practising in the courts of Coorg. This number is exclusive of those practising in the Judicial Commissioner's court, Bangalore.

41. *General Summary.*—The principal features of this report may be summarized as follows :—

42. *Original suits.*—The number of suits was 3,023, which, though less by 178 than the number instituted in the preceding year, was larger than in any previous year since 1883.

The largest number of suits, viz 1,254, was filed in the six Subedars' courts giving an average of 209 to each. The 2 Munsiffs' courts received 1,043 suits or on an average 520 each. Out of the total number of suits filed, 2,048 or 67 per cent were on bonds, and 76 per cent were for sums of Rs. 100 and under; 77 per cent of suits disposed of were uncontested chiefly in the subedars' and parpattigars' courts.

43. The pending file at the close of the year numbered 214 cases as compared with 251 in the year preceding. The duration of cases in all but some of the minor courts shows some improvement, but there are, as I have explained in the body of

the report, special causes, which frustrate all endeavour to dispose of cases as promptly as would be desirable. In many suits involving disputes to *bane* lands a professional survey of the ground has been found indispensable, and the delay in the disposal of cases from this cause has been considerable.

44. *Execution of decrees.*—There were 2,780 execution applications before the courts, of which nearly 90 were disposed of during the year.

45. *Appeals.*—One hundred and thirty nine appeals were before the two appellate courts in the province, of these 128 were disposed of. The average duration of appeals was 27·77 days, against 27·55 days in 1887 and 53 days in 1886.

46. The following figures show that the work of the District and Sessions Judge has increased during the past year to such an extent as to conflict seriously with his duties as Commissioner:—

	1887.	1888.	Increase.
Original suits filed	13	19	6
Appeal suits	64	75	11
Miscellaneous	89	91	2

TREDWAY G. CLARKE,
District Judge.

JUDICIAL STATEMENT No. VII—(Civil).

Statement showing the number and description of Civil suits instituted in the Civil Courts in the province of Coorg in the year 1888.

Class of Tribunals.	Suits for money or movable property.										Suits under the Rent Law.								Title and other suits.																	
	Contract in writing.	Contract not in writing.	On account stated.	Money had and received.	Goods sold.	Wages, work and materials.	Rent not falling under the Rent Law.	Movable property or value thereof.	Damages.	Other suits for money or movables not already mentioned.	Arrears of rent with or without ejectment or cancelment of lease.	Enhancement or abatement of rent.	Relating to distraint.	Damages for extortion or withholding receipts or on account of illegal restraint or other cause.	For putkahs or kabuliyats.	For ejectment or recovery of possession.	For recovery of money or accounts from agents.	All other suits under the Rent Law not included above.	Suits for immovable property.	Suits for declaratory decrees.	Other suits under the Specific Relief Act.	Suits to declare and establish rights to real property including pre-emption, foreclosure &c.	Suits to declare and establish personal rights.	Suits for an account.	Suits relating to religious endowments.	Suits to set aside judgments contracts or obligations on the ground of fraud.	Suits for dissolution of marriage.	Suits for enforcement of matrimonial rights.	Suits for partition.	Suits relating to shipping.	Suits relating to religion and caste.	Administration suits.	Interpleader suits.	Dissolution of partnership.	Suits under Section 261, Act X of 1865 (also Hindu Wills Act).	Other suits not falling under any of the previous heads.	Grand Total.	Remarks.
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39
Parpattigars' Courts	444	70	86	21	3	8	4	8	16	...	...	...	...	...	...	...	...	...	...	...	...	..	...	...	...	...	...	...	...	...	...	...	..	...	...	8	668	
Subedars' do	826	46	50	78	9	29	19	93	27	...	...	...	...	...	...	...	...	...	48	3	...	...	4	..	...	..	2	9	...	...	...	...	..	...	...	11	1,254	
Munsiffs' do	740	34	102	8	13	8	2	32	19	...	...	...	...	...	...	...	...	...	64	11	...	...	3	...	...	5	...	1	...	...	...	...	...	...	...	1	1,043	
2nd Assistant Commissioner's Court	25	..	6	.	...	.	...	...	...	...	...	...	...	...	...	...	...	...	2	...	...	...	1	...	...	...	...	..	4	...	..	...	...	...	...	..	38	
1st Assistant Commissioner's Court	1	...	...	...	..	..	..	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	..	...	..	...	...	...	...	..	1	
District Judge's Court	12		1	...	...	..		.		...	...	...	...	...	..	...	...	...	2	..	...	...	2	...	...	...	..	...	...	...	...	...	...	...	...	2	19	
Total	2,048	150	245	107	25	45	25	133	62	.	...	...	...	...			.	..	116	14	..	...	10	..	...	5	2	10	4	..	...	...	...	...	...	22	3,023	

JUDICIAL STATEMENT No. VIII—(Civil).

Statement showing number and value of suits instituted in the Civil and Revenue Courts in the province of Coorg in the year 1888.

Value of Suits.	Number of suits instituted in the different Courts.									Total value of suits.			Remarks.
	Not exceeding Rs. 10.	Do Rs. 50.	Do Rs. 100.	Do Rs. 500.	Do Rs. 1,000.	Do Rs. 5,000.	Do Rs. 10,000.	Exceeding Rs. 10,000.	Number of suits the value of which cannot be estimated in money.				
1	2	3		5	6	7	8	9	10	11			12
Parpattigars' Courts	128	540		...	...	...	...	...	...	15,057	11	10	
Subedars' Courts	191	629	413	..	..	...	...	..	21	49,627	13	8	
Munsiffs' Courts	66	250	104	528	76	...	...	...	19	1,77,278	10	4	
2nd Assistant Commissioner's Court	...	...	...	1	1	36	...	...	...	66,419	11	11	
1st Assistant Commissioner's Court	...	..	...	...	...	1	...		...	1,340	0	0	
District Judge's Court	...	...	...	...	...	8	4	4	3	1,10,859	14	0	
Total	385	1,419	517	529	77	45	4	4	43	4,20,583	13	9	

JUDICIAL STATEMENT No. IX.—(Civil.)

Statement showing the general result of the trial of civil and revenue cases in the Courts of original jurisdiction in the province of Coorg in the year 1888.

Part I.—Civil Suits.

Class of Courts.	Total number of suits before the Courts.	Number of suits disposed of.										Pending at the close of the year.	Number of cases pending more than three months at the close of the year.	Average duration of suits.		Remarks.
		Transferred to Courts in other provinces.	Without trial.	Without contest.				On reference to arbitration.		With contest.				Contested.	Uncontested.	
				Compromised.	Decreed on confession.	Decreed ex-parte.	Dismissed ex-parte.	For plaintiff.	For defendant.	Judgment for plaintiff in whole or in part.	Judgment for defendant.					
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17
Parpattigars' Courts	*692	...	151	10	222	233	3	1	...	47	14	11	...	42	22	*This is exclusive of 2 cases transferred to the file of Subedar.
Subedars' Courts	1,328	...	268	36	349	328	2	...	...	226	73	46	3	52	26	
Munsiffs' Courts	1,184	...	127	56	171	367	3	1	...	242	74	143	9	90	37	
2nd Assistant Commissioner's Court	†40	...	5	6	3	7	...	...	...	15	...	4	...	61	33	†This does not include 4 cases transferred to the 1st Assistant Commissioner's Court.
1st Assistant Commissioner's Court	5	...	1	1	...	...	...	...	...	1	...	2	...	70	30	
District Judge's Court...	25	...	4	3	3	3	...	...	...	3	1	8	4	119	105	
Total.....	3,274	...	556	112	748	938	8	2	...	534	162	214	16	69	29	

Part II.—Miscellaneous Cases—(Judicial.)

Class of Courts.	Total number of Cases before the Courts.	Number of cases disposed of.										Pending at the close of the year.	Number of cases pending more than three months at the close of the year.	Average duration of cases contested and uncontested.	Remarks.
		Transferred to Courts in other provinces.	Without trial.	Without contest.				On reference to arbitration.		With contest.					
				Compromised.	Decreed on confession.	Decreed ex-parte.	Dismissed ex-parte.	For plaintiff.	For defendant.	Judgment for plaintiff in whole or in part.	Judgment for defendant.				
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16
Parpattigar's Courts	34	...	...	7	10	3	4	...	...	6	3	1	...	19	
Subedars' Courts	128	...	17	2	5	26	...	...	...	57	20	1	...	16	
Munsiffs' Courts	523	...	272	...	16	2	...	...	...	136	68	29	...	13	
2nd Assistant Commissioner's Court	73	1	18	...	5	12	2	...	...	17	7	11	...	17	
1st Assistant Commissioner's Court	2	...	...	...	...	...	...	...	...	1	1	...	...	24	
District Judge's Court	80	...	21	1	...	37	...	...	...	6	8	7	...	26	
Total.....	840	1	328	10	36	80	6	...	...	223	107	49	...	16	

JUDICIAL STATEMENT No. X.—(Civil.)

Statement showing the business of the civil and revenue appellate Courts of the province of Coorg in the year 1888.

PART I.—Appeals from Decrees.

Class of Courts.	Total number of appeals before the Courts.	Transferred to Courts in other provinces.	Decisions confirmed, section 551, Civil Procedure Code.	Dismissed for default, or otherwise not prosecuted.	Heard ex-parte.				Contested.				Pending.	Of these, pending more than three months.	Average duration of appeals.	Objections under section 561, Act X of 1877.	Remarks.
					Confirmed.	Modified.	Reversed.	Remanded.	Confirmed.	Modified.	Reversed.	Remanded.					
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18
1st Assistant Commissioner's Court ..	63	..				...		...	37	6	12	1	7	...	7	...	*This is exclusive of the two cases transferred to the Court of Judicial Commissioner. †Pending.
District Judge's Court	*76	.	4	2				...	45	13	5	3	4	.	45	..	
Total .	139	.	4	2			.	.	82	19	17	4	11	...	27·77	...	
Judicial Commissioner's Court. { Appeals from original decrees .	7	.	1		..		1	...	3	.			2	1	1·86	†1	
{ Appeals from appellate decrees ..	25	..	9		4				7	.	2	1	2	.	62 14		
Total ...	32	..	10		4		1		10		2	1	4	1	84 42	1	
Grand Total ...	171	.	14	2	4	..	1		92	19	19	5	15	1	34·66	1	

PART II.—Miscellaneous (Judicial) Cases before Appellate Courts.

Class of Courts	Miscellaneous cases before appellate Courts.	Decisions confirmed, Section 541, C. P. C.	Transferred to Courts in other provinces.	Dismissed for default or otherwise not prosecuted.	Contested				Heard ex-parte.				Pending.	Of these, pending more than three months.	Average duration of miscellaneous cases before appellate Courts.	Objections under section 561, Act X of 1877.	Remarks.
					Confirmed.	Modified.	Reversed.	Remanded.	Confirmed.	Modified.	Reversed.	Remanded.					
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18
1st Assistant Commissioner's Court	3	.	..	.	.		.	...	2	1	..	..	...	...	13		
District Judge's Court	16				4	..		...	3	9	..	..	..	...	18	...	
Total ..	19			...	4		..	...	5	10	...	...	...	...	17·21	...	
Judicial Commissioner's Court. { Appeals from original decrees .	2	1		.	.	.	..	...	1		...	...	...	...	22	...	
{ Appeals from appellate decrees .	..			.			...	...		.	...	...	...	...		...	
Total .	2	1		.		...	...	...	1	...	...	...	...	...	22	...	
Grand Total.....	21	1	...	...	4	..	...	...	6	10	...	...	...	...	17·66	...	

JUDICIAL STATEMENT No. XI.—(CIVIL.)

Statement showing the result of proceedings on applications for the execution of decrees of the Civil Courts in the province of Coorg, in the year 1888.

Class of Courts.	Total number of applications for the execution of decrees before the Courts.	Applications disposed of				Pending at the end of the year.	Number of applications pending more than three months at the close of the year.	Amount realized.		Number of applications.												Remarks.
		By transfer.	Satisfaction obtained in full.	Satisfaction obtained in part.	Wholly infructuous.			With the issue of process.	Without the issue of process.	On which the judgment-debtor was imprisoned.	On which he was arrested, but released without imprisonment.	On which movable property: Was sold.	On which movable property: Was attached, but subsequently released.	On which immovable property: Was sold.	On which immovable property: Was dealt with under sections 305, 322 or 326, Act X of 1877.	On which immovable property: Was attached, but subsequently released under section 275.	On which possession was given: Of movables.	On which possession was given: Of immovables.	On which specific performance was enforced.	On which partition was effected.	On which execution was effected otherwise than the preceding columns.	
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23
CIVIL COURTS.																						
Parpattigars' Courts ...	336	...	152	28	143	13	...	2,727 10 7	...	1	17	26	43	...	...	...	...	...	...	...	...	
Subedars' Courts	898	...	280	124	430	64	1	10,869 12 5	121 15 0	5	22	82	223	2	1	...	5	2	...	...	...	
Munsiffs' Courts	1,325	...	232	246	669	178	2	42,200 13 6	2,388 6 10	12	47	124	229	11	...	11	...	10	...	...	...	
2nd Assistant Commissioner's Court ...	204	...	14	34	117	39	1	11,922 8 2	3,309 7 10	2	...	20	39	1	4	1	...	...	...	...	...	
1st Assistant Commissioner's Court	2	...	...	...	...	2	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	
District Judge's Court ...	15	...	2	7	2	4	1	26,622 4 2	8,887 13 5	...	...	6	...	2	...	...	...	...	...	...	...	
Total.....	2,780	...	680	439	1,361	300	5	94,343 0 10	14,707 11 1	20	86	258	534	16	5	12	5	12	...	...	...	

JUDICIAL STATEMENT No. XII.—(CIVIL.)

Statement showing the number and result of applications and proceedings under Chapter XX, Act X of 1877, in the province of Coorg, in the year 1888.

Class of Courts.	Applications for a declaration of insolvency.								Number of insolvents discharged during the year under section 355.	Number of insolvents' estates in the hands of receivers in which proceedings were finally closed during the year.	Amount of creditors' claims dealt with during the year.		Gross amount of insolvents' assets realized and disbursed.		Remarks.
	Total number for hearing.	Transferred to another province, withdrawn, &c.	Granted: A receiver being appointed.	Granted: A receiver not being appointed.	Rejected: Penal proceedings under Section 359 not being taken.	Rejected: Sentence of imprisonment being passed under section 359.	Rejected: Applicant being sent to the Magistrate to be dealt with.	Pending at the close of the year.			Admitted.	Satisfied.	Realized during the year.	Disbursed during the year.	
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16
Munsiff's Courts	4	...	...	1	3	...	..	...	...	...	...	...	...	...	
Total.....	4	...	...	1	3	...	..	.	...	...	...	...	...	...	

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